

Attachment 5

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6 Facebook, Inc.; Facebook Holdings, LLC; Facebook
Operations, LLC; Facebook Payments, Inc.;
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Siculus, Inc.; and Mark Elliot Zuckerberg
7 Additional counsel listed on
signature pages

9 **UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
11 **OAKLAND DIVISION**

12 IN RE: SOCIAL MEDIA ADOLESCENT
13 ADDICTION/PERSONAL INJURY PRODUCTS
LIABILITY LITIGATION

14 THIS DOCUMENT RELATES TO:

15 ALL ACTIONS

MDL NO. 3047

Civil Case No. 4:22-md-03047-YGR:

Honorable Yvonne Gonzalez Rogers

16 **META DEFENDANTS' AMENDED**
17 **RESPONSES AND OBJECTIONS TO**
18 **PLAINTIFFS' THIRD SET OF**
19 **REQUESTS FOR ADMISSION**

20 Defendants Meta Platforms, Inc., Facebook Payments, Inc., Siculus, Inc., Facebook Operations,
21 LLC, and Instagram, LLC, (collectively, "Defendants" or "Meta"), by and through their attorneys,
22 Covington & Burling, LLP, submit their amended responses and objections to Plaintiffs' Third Set of
23 Requests for Admission ("Requests") served on February 21, 2025.

24 Meta's responses to the Requests are made to the best of its current knowledge, information, and
25 belief. Meta reserves the right to further supplement or amend any of its responses should future
26 investigation indicate that such supplementation or amendment is necessary.

CONFIDENTIAL**AMENDED RESPONSES AND OBJECTIONS TO SPECIFIC REQUESTS FOR ADMISSION****REQUEST FOR ADMISSION NO. 18:**

Admit that You do not provide notice (as described in 16 CFR § 312.4) of what information You collect from Children on Facebook or Instagram, how You use such information, or Your disclosure practices for such information.

ORIGINAL RESPONSE:

Meta incorporates its Responses and Objections to All Requests by reference as though fully set forth herein. Meta further objects to this Request on the ground that its use of the undefined phrases “information,” “use such information,” and “disclosure practices” renders this Request vague and ambiguous. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the needs of the case to the extent that it seeks information without limitation to the Relevant Time Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta objects to this request to the extent it suggests that individuals under the age of 13 are permitted users of Facebook or Instagram, which they are not. Meta will interpret “information” to mean “personal information” as reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.

Based on, subject to, and without waiving the foregoing objections, Meta responds as follows: Except as expressly set out below, Meta DENIES this Request for Admission.

Since at least 2012, Facebook’s Terms of Service and Instagram’s Terms of Use have prohibited individuals under the age of 13 from creating a Facebook or Instagram account. Persons who enter a date of birth indicating that they are under 13 during the Facebook or Instagram registration process are not permitted to create an account, and Meta does not store personal information for such persons. If Meta has reliable evidence indicating that an individual who has created an account is under the age of 13, then Meta will place the user in an age checkpoint. If the user is unable to demonstrate that they are 13 years of age or older, by failing to appeal or making an unsuccessful attempt to appeal the checkpoint, their

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1 account is deleted in accordance with Meta's standard deletion protocols. When Meta deletes a user's
2 account, Meta's systems delete, as defined in 16 CFR § 312.2, all data associated with the account. The
3 Terms of Service and Terms of Use also state that to use Facebook or Instagram individuals must be at
4 least 13 years old. Therefore, because during the Relevant Time Period, Meta has not knowingly collected
5 personal information from individuals under 13 on Facebook or Instagram, regardless of whether those
6 individuals have been logged into a Facebook or Instagram account, Meta has not provided notice as
7 described in 16 CFR § 312.4.

8
9 Meta reserves the right to supplement or modify its response based upon documents or information
10 identified over the course of discovery.

11 **AMENDED RESPONSE:**

12 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
13 forth herein. Meta further objects to this Request on the ground that its use of the undefined phrases
14 "information," "use such information," and "disclosure practices" renders this Request vague and
15 ambiguous. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
16 needs of the case to the extent that it seeks information without limitation to the Relevant Time
17 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
18 objects to this request to the extent it suggests that individuals under the age of 13 are permitted users of
19 Facebook or Instagram, which they are not. Meta will interpret "information" to mean "personal
20 information" as reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.

21 Based on, subject to, and without waiving the foregoing objections, Meta responds as
22 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.

23 Since at least 2012, Facebook's Terms of Service and Instagram's Terms of Use have prohibited
24 individuals under the age of 13 from creating a Facebook or Instagram account. Persons who enter a date
25 of birth indicating that they are under 13 during the Facebook or Instagram registration process are not
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1 permitted to create an account, and Meta does not store personal information for such persons. If Meta
2 has reliable evidence indicating that an individual who has created an account is under the age of 13, then
3 Meta will place the user in an age checkpoint. If the user is unable to demonstrate that they are 13 years
4 of age or older, by failing to appeal or making an unsuccessful attempt to appeal the checkpoint, their
5 account is deleted in accordance with Meta's standard deletion protocols. When Meta deletes a user's
6 account, Meta's systems delete, as defined in 16 CFR § 312.2, all data associated with the account. The
7 Terms of Service and Terms of Use also state that to use Facebook or Instagram individuals must be at
8 least 13 years old. Therefore, because during the Relevant Time Period, Meta has not knowingly collected
9 personal information from individuals under 13 on Facebook or Instagram, regardless of whether those
10 individuals have been logged into a Facebook or Instagram account, Meta has not provided notice as
11 described in 16 CFR § 312.4.

12
13 Meta reserves the right to supplement or modify its response based upon documents or information
14 identified over the course of discovery.

15 **REQUEST FOR ADMISSION NO. 19:**

16 Admit that You do not obtain Verifiable parental consent to collect, use, and/or disclose personal
17 information that You collect from Children who visit Facebook with or without logging into an account.

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19 **ORIGINAL RESPONSE:**

20 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
21 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
22 needs of the case to the extent that it seeks information without limitation to the Relevant Time
23 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
24 further objects to this Request on the ground that its use of the undefined phrases "use" and "disclose"
25 renders this Request vague and ambiguous. Meta objects to this request to the extent it suggests that
26 individuals under the age of 13 are permitted users of Facebook or Instagram, which they are not. Meta
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1 interprets the term “obtain verifiable consent” and “personal information,” to have the meanings reflected
2 in 15 U.S.C. § 6501 and 16 CFR § 312.2.

3 Based on, subject to, and without waiving the foregoing objections, Meta responds as
4 follows: Except as expressly set out below, Meta DENIES this Request for Admission.
5

6 Since at least 2012, Facebook’s Terms of Service have prohibited individuals under the age of 13
7 from creating a Facebook account. Persons who enter a date of birth indicating that they are under 13
8 during the Facebook registration process are not permitted to create an account, and Meta does not store
9 personal information for such persons. If Meta has reliable evidence indicating that an individual who
10 has created an account is under the age of 13, then Meta will place the user in an age checkpoint. If the
11 user is unable to demonstrate that they are 13 years of age or older, by failing to appeal or making an
12 unsuccessful attempt to appeal the checkpoint, their account is deleted in accordance with our standard
13 deletion protocols. When Meta deletes a user’s account, Meta’s systems delete, as defined in 16 CFR §
14 312.2, all data associated with the account. The Terms of Service also state that to use Facebook
15 individuals must be at least 13 years old. Therefore, because during the Relevant Time Period Meta has
16 not knowingly collected data from any individuals under 13 on Facebook, regardless of whether those
17 individuals have been logged into a Facebook account, Meta has not sought verifiable consent from
18 parents of individuals under 13 whom Meta does not know exist.
19

20 Meta reserves the right to supplement or modify its response based upon documents or information
21 identified over the course of discovery.
22

23 **AMENDED RESPONSE:**

24 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
25 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
26 needs of the case to the extent that it seeks information without limitation to the Relevant Time
27 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
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1 further objects to this Request on the ground that its use of the undefined phrases “use” and “disclose”
2 renders this Request vague and ambiguous. Meta objects to this request to the extent it suggests that
3 individuals under the age of 13 are permitted users of Facebook or Instagram, which they are not. Meta
4 interprets the term “obtain verifiable consent” and “personal information,” to have the meanings reflected
5 in 15 U.S.C. § 6501 and 16 CFR § 312.2.
6

7 Based on, subject to, and without waiving the foregoing objections, Meta responds as
8 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.

9 Since at least 2012, Facebook’s Terms of Service have prohibited individuals under the age of 13
10 from creating a Facebook account. Persons who enter a date of birth indicating that they are under 13
11 during the Facebook registration process are not permitted to create an account, and Meta does not store
12 personal information for such persons. If Meta has reliable evidence indicating that an individual who
13 has created an account is under the age of 13, then Meta will place the user in an age checkpoint. If the
14 user is unable to demonstrate that they are 13 years of age or older, by failing to appeal or making an
15 unsuccessful attempt to appeal the checkpoint, their account is deleted in accordance with our standard
16 deletion protocols. When Meta deletes a user’s account, Meta’s systems delete, as defined in 16 CFR §
17 312.2, all data associated with the account. The Terms of Service also state that to use Facebook
18 individuals must be at least 13 years old. Therefore, because during the Relevant Time Period Meta has
19 not knowingly collected data from any individuals under 13 on Facebook, regardless of whether those
20 individuals have been logged into a Facebook account, Meta has not sought verifiable consent from
21 parents of individuals under 13 whom Meta does not know exist.
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24 Meta reserves the right to supplement or modify its response based upon documents or information
25 identified over the course of discovery.
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CONFIDENTIAL**REQUEST FOR ADMISSION NO. 20:**

Admit that You do not provide a means for a parent to review the personal information collected from their Children who visit Facebook with or without logging into an account, in a manner described in 16 CFR § 312.6(a)(3).

ORIGINAL RESPONSE:

Meta incorporates its Responses and Objections to All Requests by reference as though fully set forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the needs of the case to the extent that it seeks information without limitation to the Relevant Time Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta further objects to this Request on the ground that its use of the undefined phrases “visit,” “review,” and “with or without logging into” renders this Request vague and ambiguous. Meta objects to this request to the extent it suggests that individuals under the age of 13 are permitted users of Facebook or Instagram, which they are not. Meta interprets the terms “collected,” “parent,” and “personal information” to have the meanings reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.

Based on, subject to, and without waiving the foregoing objections, Meta responds as follows: Except as expressly set out below, Meta DENIES this request.

Since at least 2012, Facebook’s Terms of Service have prohibited individuals under the age of 13 from creating a Facebook account. Persons who enter a date of birth indicating that they are under 13 during the Facebook registration process are not permitted to create an account, and Meta does not store personal information for such persons. If Meta has reliable evidence indicating that an individual who has created an account is under the age of 13, then Meta will place the user in an age checkpoint. If the user is unable to demonstrate that they are 13 years of age or older, by failing to appeal or making an unsuccessful attempt to appeal the checkpoint, their account is deleted in accordance with Meta’s standard deletion protocols. When Meta deletes a user’s account, Meta’s systems delete, as defined in 16 CFR §

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1 312.2, all data associated with the account. The Terms of Service also state that to use Facebook
2 individuals must be at least 13 years old. Therefore, because during the Relevant Time Period, Meta has
3 not knowingly collected personal information from individuals under 13 on Facebook, regardless of
4 whether those individuals have been logged into a Facebook account, Meta has not provided parents means
5 to review personal information of their children under 13 whom Meta does not know exist.
6

7 Meta reserves the right to supplement or modify its response based upon documents or information
8 identified over the course of discovery.

9 **AMENDED RESPONSE:**

10 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
11 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
12 needs of the case to the extent that it seeks information without limitation to the Relevant Time
13 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
14 further objects to this Request on the ground that its use of the undefined phrases “visit,” “review,” and
15 “with or without logging into” renders this Request vague and ambiguous. Meta objects to this request to
16 the extent it suggests that individuals under the age of 13 are permitted users of Facebook or Instagram,
17 which they are not. Meta interprets the terms “collected,” “parent,” and “personal information” to have
18 the meanings reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.
19

20 Based on, subject to, and without waiving the foregoing objections, Meta responds as
21 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.
22

23 Since at least 2012, Facebook’s Terms of Service have prohibited individuals under the age of 13
24 from creating a Facebook account. Persons who enter a date of birth indicating that they are under 13
25 during the Facebook registration process are not permitted to create an account, and Meta does not store
26 personal information for such persons. If Meta has reliable evidence indicating that an individual who
27 has created an account is under the age of 13, then Meta will place the user in an age checkpoint. If the
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1 user is unable to demonstrate that they are 13 years of age or older, by failing to appeal or making an
2 unsuccessful attempt to appeal the checkpoint, their account is deleted in accordance with Meta's standard
3 deletion protocols. When Meta deletes a user's account, Meta's systems delete, as defined in 16 CFR §
4 312.2, all data associated with the account. The Terms of Service also state that to use Facebook
5 individuals must be at least 13 years old. Therefore, because during the Relevant Time Period, Meta has
6 not knowingly collected personal information from individuals under 13 on Facebook, regardless of
7 whether those individuals have been logged into a Facebook account, Meta has not provided parents means
8 to review personal information of their children under 13 whom Meta does not know exist.

9
10 Meta reserves the right to supplement or modify its response based upon documents or information
11 identified over the course of discovery.
12

13 **REQUEST FOR ADMISSION NO. 21:**

14 Admit that You do not provide a means for a parent to refuse to permit the further use or
15 maintenance of the information collected from their Child on Your Platforms, in the manner described in
16 16 CFR § 312.6(a)(2).

17 **ORIGINAL RESPONSE:**

18 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
19 forth herein. Meta further objects to this Request on the ground that its use of the undefined phrases
20 “maintenance of the information collected” and “information” renders this Request vague and
21 ambiguous. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
22 needs of the case to the extent that it seeks information without limitation to the Relevant Time
23 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
24 objects to this request to the extent it suggests that individuals under the age of 13 are permitted users of
25 Facebook or Instagram, which they are not. Meta interprets the terms “collected,” “parent,” and “personal
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1 information” to have the meanings reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2. Meta will interpret
2 “information” to mean “personal information” as reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.

3 Based on, subject to, and without waiving the foregoing objections, Meta responds as follows:
4 Except as expressly set out below, Meta DENIES this Request for Admission.
5

6 Since at least 2012, Facebook’s Terms of Service and Instagram’s Terms of Use have prohibited
7 individuals under the age of 13 from creating a Facebook or Instagram account. Persons who enter a date
8 of birth indicating that they are under 13 during the Facebook or Instagram registration process are not
9 permitted to create an account, and Meta does not store personal information for such persons. If Meta
10 has reliable evidence indicating that an individual who has created an account is under the age of 13, then
11 Meta will place the user in an age checkpoint. If the user is unable to demonstrate that they are 13 years
12 of age or older, by failing to appeal or making an unsuccessful attempt to appeal the checkpoint, their
13 account is deleted in accordance with our standard deletion protocols. When Meta deletes a user’s
14 account, Meta’s systems delete, as defined in 16 CFR § 312.2, all data associated with the account. As
15 such, since 2012, Meta has not provided parents a means, as described in 16 CFR § 312.6(a)(2), to
16 (1) refuse to permit the further use of personal information collected from their children under 13, or (2) to
17 direct the operator to delete the child’s personal information, because individuals under 13 are not
18 authorized to open an account on Instagram or Facebook and Meta therefore does not knowingly collect
19 personal information from individuals under 13. The Terms of Service and Terms of Use also state that
20 to use Facebook or Instagram individuals must be at least 13 years old. Therefore, because during the
21 Relevant Time Period, Meta has not knowingly collected personal information from individuals under 13
22 on Facebook or Instagram, regardless of whether those individuals have been logged into a Facebook or
23 Instagram account, Meta has not provided parents a means to refuse to permit the further use of personal
24 information from their children whom Meta does not know exist.
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1 Meta reserves the right to supplement or modify its response based upon documents or information
2 identified over the course of discovery.

3 **AMENDED RESPONSE:**

4 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
5 forth herein. Meta further objects to this Request on the ground that its use of the undefined phrases
6 “maintenance of the information collected” and “information” renders this Request vague and
7 ambiguous. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
8 needs of the case to the extent that it seeks information without limitation to the Relevant Time
9 Period. Accordingly, Meta will limit its response to this Request to the Relevant Time Period. Meta
10 objects to this request to the extent it suggests that individuals under the age of 13 are permitted users of
11 Facebook or Instagram, which they are not. Meta interprets the terms “collected,” “parent,” and “personal
12 information” to have the meanings reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2. Meta will interpret
13 “information” to mean “personal information” as reflected in 15 U.S.C. § 6501 and 16 CFR § 312.2.
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16 Based on, subject to, and without waiving the foregoing objections, Meta responds as
17 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.

18 Since at least 2012, Facebook’s Terms of Service and Instagram’s Terms of Use have prohibited
19 individuals under the age of 13 from creating a Facebook or Instagram account. Persons who enter a date
20 of birth indicating that they are under 13 during the Facebook or Instagram registration process are not
21 permitted to create an account, and Meta does not store personal information for such persons. If Meta
22 has reliable evidence indicating that an individual who has created an account is under the age of 13, then
23 Meta will place the user in an age checkpoint. If the user is unable to demonstrate that they are 13 years
24 of age or older, by failing to appeal or making an unsuccessful attempt to appeal the checkpoint, their
25 account is deleted in accordance with our standard deletion protocols. When Meta deletes a user’s
26 account, Meta’s systems delete, as defined in 16 CFR § 312.2, all data associated with the account. As
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such, since 2012, Meta has not provided parents a means, as described in 16 CFR § 312.6(a)(2), to (1) refuse to permit the further use of personal information collected from their children under 13, or (2) to direct the operator to delete the child's personal information, because individuals under 13 are not authorized to open an account on Instagram or Facebook and Meta therefore does not knowingly collect personal information from individuals under 13. The Terms of Service and Terms of Use also state that to use Facebook or Instagram individuals must be at least 13 years old. Therefore, because during the Relevant Time Period, Meta has not knowingly collected personal information from individuals under 13 on Facebook or Instagram, regardless of whether those individuals have been logged into a Facebook or Instagram account, Meta has not provided parents a means to refuse to permit the further use of personal information from their children whom Meta does not know exist.

Meta reserves the right to supplement or modify its response based upon documents or information identified over the course of discovery.

REQUEST FOR ADMISSION NO. 46:

Admit that Meta uses the personal information it gathers about Users, regardless of age, to better target its advertising services.

ORIGINAL RESPONSE:

Meta incorporates its Responses and Objections to All Requests by reference as though fully set forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases "personal information," "gathers," "regardless of age," "better target," and "advertising services" renders this Request vague and ambiguous. Meta interprets "personal information" to be individually identifiable information about an individual collected online. Meta further objects to this Request as vague and ambiguous on the ground that its use of the term "Users" and "personal information" does not exclude

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1 individuals under the age of 13. Meta interprets “Users” as referring only to individuals with an account
2 on either Facebook or Instagram, as Facebook and Instagram are the only social media services at issue
3 in Plaintiffs’ operative complaint, and to individuals at least 13 years of age, as individuals under 13 years
4 of age are not permitted users of Facebook and Instagram. Meta further objects to Definition No. 2
5 (“collect,” “collects” and “collection”) as vague and ambiguous in that Plaintiffs assign to those terms the
6 meaning provided in 16 C.F.R. § 312.2 yet appear also to use one or more of those terms in different
7 contexts, apparently using their more ordinary meaning. Meta does not attribute to those terms Plaintiffs’
8 assigned meaning in this Request. Meta objects to the terms to the extent that they assume Meta
9 knowingly collects personal information from individuals under the age of 13.

10
11 Based on, subject to, and without waiving the foregoing objections, Meta responds as follows:
12 Except as expressly admitted below, Meta DENIES this Request for Admission.
13

14 Meta’s publicly available Privacy Policy (available at
15 [https://www.facebook.com/privacy/policy?annotations\[0\]=1.ex.41-InformationWeCollectIf](https://www.facebook.com/privacy/policy?annotations[0]=1.ex.41-InformationWeCollectIf)) explains
16 how it collects and uses certain information from Users. As disclosed in the Policy, Meta uses this
17 information for a variety of purposes, including to promote safety, security, and integrity by investigating
18 and addressing violations of its policies, to communicate with users, and to provide advertising services.
19 As also disclosed in the Policy, Meta’s ads system uses this information to understand users’ interests and
20 preferences and personalize the ads shown to users on Meta’s products. Meta does not allow individuals
21 under the age of 13 to access Facebook or Instagram, and it does not allow advertisers to target
22 advertisements to individuals under the age of 13. Meta also limits the information that can be used to
23 show advertisements to people under the age of 18, as described at
24 <https://www.facebook.com/privacy/dialog/how-ads-are-different-for-teens>. As a result, Meta does not
25 use user information to better target its advertising services “regardless of age.”
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1 Meta reserves the right to supplement or modify its response based upon documents or information
2 identified over the course of discovery.

3 **AMENDED RESPONSE:**

4 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
5 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
6 needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or
7 Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases
8 “personal information,” “uses,” “gathers,” “regardless of age,” “better target,” and “advertising services”
9 renders this Request vague and ambiguous. Per Definition No. 5 of the Requests, Meta interprets the term
10 “personal information” to have the meaning reflected in 16 CFR § 312.2. Meta further objects to this
11 Request as vague and ambiguous on the ground that its use of the term “Users” and “personal information”
12 does not exclude individuals under the age of 13. Meta interprets “Users” as referring only to individuals
13 with an account on either Facebook or Instagram, as Facebook and Instagram are the only social media
14 services at issue in Plaintiffs’ operative complaint, and to individuals at least 13 years of age, as individuals
15 under 13 years of age are not permitted users of Facebook and Instagram. Meta further objects to
16 Definition No. 2 (“collect,” “collects” and “collection”) as vague and ambiguous in that Plaintiffs assign
17 to those terms the meaning provided in 16 C.F.R. § 312.2 yet appear also to use one or more of those
18 terms in different contexts, apparently using their more ordinary meaning. Meta does not attribute to those
19 terms Plaintiffs’ assigned meaning in this Request. Meta objects to the terms to the extent that they assume
20 Meta knowingly collects personal information from individuals under the age of 13.

21 Based on, subject to, and without waiving the foregoing objections, Meta responds as
22 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.

23 Meta’s publicly available Privacy Policy that has been produced at, e.g., META3047MDL-030-
24 00000058 explains how it collects and may use certain information from Users. As disclosed in the Policy,
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1 Meta uses this information for a variety of purposes, including to promote safety, security, and integrity
2 by investigating and addressing violations of its policies, to communicate with users, and to provide
3 advertising services. As also disclosed in the Policy, Meta's ads system uses this information to
4 understand users' interests and preferences and personalize the ads shown to users on Meta's products.
5 However, advertisers decide who sees their advertisements and where by defining their target
6 audience. Meta does not allow individuals under the age of 13 to access Facebook or Instagram, and it
7 does not allow advertisers to target advertisements to individuals under the age of 13. Meta also limits
8 the information that can be used to show advertisements to people under the age of 18, as described at
9 META3047MDL-146-00060515. As a result, Meta does not use user information to better target its
10 advertising services "regardless of age."
11

12 Meta reserves the right to supplement or modify its response based upon documents or information
13 identified over the course of discovery.
14

15 **REQUEST FOR ADMISSION NO. 47:**

16 Admit that Meta associates information collected about individuals who visit Facebook or
17 Instagram pages without logging in (including information about how they interact with Facebook or
18 Instagram) with one or more identifiers described in the definition of "personal information" in 16 CFR
19 § 312.2.
20

21 **ORIGINAL RESPONSE:**

22 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
23 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
24 needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or
25 Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases
26 "associates," "information collected," "visit Facebook or Instagram pages," "without logging in,"
27 "interact," and "identifiers" renders this Request vague and ambiguous. Meta further objects to Definition
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1 No. 2 (“collect,” “collects” and “collection”) as vague and ambiguous in that Plaintiffs assign to those
2 terms the meaning provided in 16 C.F.R. § 312.2, yet also appear to use one or more of those terms in
3 different contexts, apparently using their more ordinary meaning. Meta does not attribute to those terms
4 Plaintiffs’ assigned meaning in this Request. Meta objects to the terms to the extent that they assume
5 Meta knowingly collects personal information from individuals under the age of 13.
6

7 Based on, subject to, and without waiving the foregoing objections, Meta responds as follows:
8 Except as expressly admitted below, Meta DENIES this Request for Admission.

9 Meta’s publicly available Privacy Policy explains how it collects and uses certain information,
10 including certain information from people who visit certain Facebook and Instagram webpages without
11 logging into an account as described at
12 [https://www.facebook.com/privacy/policy?annotations\[0\]=1.ex.41-InformationWeCollectIf](https://www.facebook.com/privacy/policy?annotations[0]=1.ex.41-InformationWeCollectIf). Meta does
13 not knowingly collect personal information from individuals under the age of 13.
14

15 Meta reserves the right to supplement or modify its response based upon documents or information
16 identified over the course of discovery.

17 **AMENDED RESPONSE:**

18 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
19 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
20 needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or
21 Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases
22 “associates,” “information collected,” “visit Facebook or Instagram pages,” “without logging in,”
23 “interact,” and “identifiers” renders this Request vague and ambiguous. Meta further objects to Definition
24 No. 2 (“collect,” “collects” and “collection”) as vague and ambiguous in that Plaintiffs assign to those
25 terms the meaning provided in 16 C.F.R. § 312.2, yet also appear to use one or more of those terms in
26 different contexts, apparently using their more ordinary meaning. Meta does not attribute to those terms
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1 Plaintiffs' assigned meaning in this Request. Meta objects to the terms to the extent that they assume
2 Meta knowingly collects personal information from individuals under the age of 13.

3 Based on, subject to, and without waiving the foregoing objections, Meta responds as follows:
4 Except as expressly admitted below, Meta DENIES this Request for Admission.

5 Meta's publicly available Privacy Policy that has been produced at, e.g., META3047MDL-030-
6 00000058 explains how it collects and may use certain information, including certain information from
7 people who visit certain Facebook and Instagram webpages without logging into an account. Meta does
8 not knowingly collect personal information from individuals under the age of 13.

9
10 Meta reserves the right to supplement or modify its response based upon documents or information
11 identified over the course of discovery.
12

REQUEST FOR ADMISSION NO. 48:

13
14 Admit that the personal information You collect from individuals who visit Facebook or Instagram
15 pages without logging in is used for targeting advertisements to those individuals.

16 **ORIGINAL RESPONSE:**

17 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
18 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
19 needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or
20 Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases "from
21 individuals," "visit Facebook or Instagram pages," "without logging in," and "used for targeting
22 advertisements" renders this Request vague and ambiguous. Meta interprets "personal information" to be
23 individually identifiable information about an individual collected online. Meta further objects to
24 Definition No. 2 ("collect," "collects" and "collection") as vague and ambiguous in that Plaintiffs assign
25 to those terms the meaning provided in 16 C.F.R. § 312.2, yet also appear to use one or more of those
26 terms in different contexts, apparently using their more ordinary meaning. Meta does not attribute to those
27 terms the meaning provided in 16 C.F.R. § 312.2, yet also appear to use one or more of those
28 terms in different contexts, apparently using their more ordinary meaning. Meta does not attribute to those

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1 terms Plaintiffs' assigned meaning in this Request. Meta objects to the terms to the extent that they assume
2 Meta knowingly collects personal information from individuals under the age of 13.

3 Based on, subject to, and without waiving the foregoing objections, Meta responds as follows:
4 Except as expressly admitted below, Meta DENIES this Request for Admission.
5

6 Meta's publicly available Privacy Policy explains how it collects and uses certain information,
7 including certain information from people who visit certain Facebook and Instagram webpages without
8 logging into an account as described at
9 [https://www.facebook.com/privacy/policy?annotations\[0\]=1.ex.41-InformationWeCollectIf](https://www.facebook.com/privacy/policy?annotations[0]=1.ex.41-InformationWeCollectIf). As
10 disclosed in the Policy, that information may be used to show such individuals ads for Meta's products
11 through the Meta Audience Network if Meta cannot recognize them as registered users of Meta's products.
12

13 Meta reserves the right to supplement or modify its response based upon documents or information
14 identified over the course of discovery.

15 **AMENDED RESPONSE:**

16 Meta incorporates its Responses and Objections to All Requests by reference as though fully set
17 forth herein. Meta objects to this Request as overbroad, unduly burdensome, and not proportional to the
18 needs of the case to the extent that it seeks information without limitation to the Relevant Time Period or
19 Youth users. Meta further objects to this Request on the ground that its use of the undefined phrases "from
20 individuals," "visit Facebook or Instagram pages," "without logging in," and "used for targeting
21 advertisements" renders this Request vague and ambiguous. Per Definition No. 5 of the Requests, Meta
22 interprets the term "personal information" to have the meaning reflected in 16 CFR § 312.2. Meta further
23 objects to Definition No. 2 ("collect," "collects" and "collection") as vague and ambiguous in that
24 Plaintiffs assign to those terms the meaning provided in 16 C.F.R. § 312.2, yet also appear to use one or
25 more of those terms in different contexts, apparently using their more ordinary meaning. Meta does not
26 attribute to those terms Plaintiffs' assigned meaning in this Request. Meta objects to the terms to the
27
28

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1 extent that they assume Meta knowingly collects personal information from individuals under the age of
2 13.

3 Based on, subject to, and without waiving the foregoing objections, Meta responds as
4 follows: Except as expressly admitted below, Meta DENIES this Request for Admission.

5 Meta's publicly available Privacy Policy that has been produced at, e.g., META3047MDL-030-
6 00000058 explains how it collects and may use certain information, including certain information from
7 people who visit certain Facebook and Instagram webpages without logging into an account. As disclosed
8 in the Policy, that information may be used to show such individuals ads for Meta's products through the
9 Meta Audience Network if Meta cannot recognize them as registered users of Meta's products.

10
11 Meta reserves the right to supplement or modify its response based upon documents or information
12 identified over the course of discovery.
13

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1 Dated: May 2, 2025

Respectfully submitted,

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Facebook, Inc.; Facebook Holdings, LLC; Facebook
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Facebook Technologies, LLC; Instagram, LLC;
Siculus, Inc.; and Mark Elliot Zuckerberg

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served via electronic mail on May 2, 2025 on the following:

PSCServiceMDL3047@motleyrice.com
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Defendants-MDL3047JCCP5255@skaddenlists.co

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 2, 2025.

DATED: May 2, 2025 By: /s/ Ashley M. Simonsen
Ashley M. Simonsen